

perior court of the county where the offence may have been committed, shall be fined, or fined and imprisoned, at the discretion of the court; and the master of the vessel whence the ballast, &c. shall be cast or thrown, shall forfeit and pay the sum of one hundred dollars, to be recovered before any justice of the peace of the county in which said offence shall occur, in the name of one or more of the commissioners of navigation to be as aforesaid appointed for said county, one half to the informer, and the other half to be applied in improving the navigation of said waters: *Provided always*, that if either party shall be dissatisfied with the judgment of the justice of the peace, he or they may appeal as in other cases now provided by law; *and provided further*, that no recovery shall be had thereon, unless suit shall be brought within three years after the time the said offence shall be committed.

Penalty if a
branch pi
lot.

Sec. 4. *Be it further enacted*, That if any branch pilot of the waters of Carteret and Onslow counties, in charge of any vessel, shall knowingly suffer any kind of ballast, trash, or any other substance calculated to injure the navigation, whilst he is so in charge of any vessel, to be thrown or cast out of said vessel into or upon any of the navigable waters of Carteret or Onslow counties, or be cognizant thereof, and shall not within five days after the commission of said offence, give information thereof to one or more of the commissioners of navigation of the county in which the same shall occur, such pilot shall, upon conviction in the superior court of said county, be fined at the discretion of the court, and be forever rendered incapable of acting as pilot for the said waters or any part thereof.

Harbor
master for
Beaufort.

Sec. 5. *Be it further enacted*, That the commissioners of navigation who may be appointed, as herein before provided, for old Topsail Inlet, shall have power to appoint a harbor master for the port of Beaufort, and to prescribe his duties; which said harbor master shall be entitled to receive from the master of each vessel entering said port, which he may board under the direction of said commissioners, the sum of one dollar.

Sec. 6. *Be it further enacted*, That said commissioners of navigation shall have power and authority to designate the place of deposit for any ballast which any master of a